IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 10TH OCTOBER 2007 / 18TH ASWINA 1929

Bail Appl..No. 6158 of 2007()

CRMP.5125/2007 of J.M.F.C.-I,KOCHI
.....

PETITIONERS:
----

1. **SUMESH, AGED 24 YEARS,**
   S/O. SUDARSHANAN, KAITHAVALAPPIL HOUSE,
   NJARACKAL P.O.

2. **KRISHNA KUMAR, AGED 18 YEARS,**
   S/O. KRISHNA PILLA, POTTASSERY HOUSE,
   NAYARAMBALAM P.O.

BY ADV. SRI.T.N.SURESH
SRI.ROY THOMAS

RESPONDENTS:
----

1. **STATE REPRESENTED BY PUBLIC PROSECUTOR,**
   HIGH COURT OF KERALA, ERNAKULAM.

2. **S.I. OF POLICE,**
   NJARACKAL POLICE STATION, ERNAKULAM DISTRICT.

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING BEEN FINALLY HEARD ON 10/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.6158 of 2007

Dated this the 10th day of October, 2007

ORDER

Application for regular bail. Petitioners are accused 1 and 2. They were allegedly found engaged in the culpable activity of sale of Indian Made Foreign Liquor without any legal authority. Two bottles containing 750 ml of Indian Made Foreign Liquor in all was seized from their possession. They were intercepted and arrested on 2.10.07. They continue in custody from the date of their arrest.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigator is given reasonable time to complete the investigation and I am satisfied that the petitioners can now be directed to be released on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioners shall be released on bail on the following terms and conditions.

i) The petitioners shall not be released on the strength of this order prior to 16.10.2007. The Investigators shall in the meantime make every endeavour to complete the investigation.

ii) The petitioners shall execute a bond for Rs.25,000/- (Rupees Twenty five thousand only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioners shall make themselves available for interrogation before the Investigating Officer as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-